City Council Atlanta, Georgia

AN ORDINANCE BY: ZONING COMMITTEE

U-06-22

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:

SECTION 1. Under the provisions of 16-16.005 (1) (1) of the Zoning Ordinance of the City of Atlanta, a Special Use Permit for a MATERIALS RECOVERY FACILITY is hereby approved. Said use is granted to MARSHALL C. EZELL, JR. and is to be located at 825 Warner Street, N.W., to wit:

ALL THAT TRACT or parcel of land lying and being in Land Lot 106, 14th District, Fulton County, Georgia being more particularly described by the attached legal description and/or survey.

SECTION 2. That this amendment is approved under the provisions of Section 16-25.003 of the Zoning Ordinance of the City of Atlanta, entitled, "Special Use Permits, Procedural Requirements", and the Director, Bureau of Buildings, shall issue a building permit only in compliance with the applicable provisions of this part. The applicable conditional site plan and any other conditions hereby imposed are enumerated by attachment. The Special Use Permit hereby approved does not authorize the violation of any zoning district regulations. District regulation variances can be approved only by application to the Board of Zoning Adjustment.

SECTION 3. That all ordinances or parts of ordinances in conflict with the terms of this ordinance are hereby repealed.

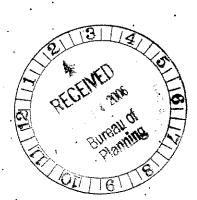
Perd Book 39512 Pg 206
Juanita Hicks
Clark of Superior Court
Fulton County, Storgia

Exhibit "A"

All that tract or parcel of land lying and being in the City of Atlanta, in Land Lot 106 of the 14th District of Fulton County, Georgia, and being more particularly described as follows:

BEGINNING at the northwest corner of Warner Street and Allene Avenue; thence west along the north side of Warner Street 533 feet; thence north 258.6 feet to the center line of the right of way conveyed by the F. E. Golian Company to the Atlanta and West Point Railroad Company by warranty deed dated June 6, 1923, and recorded in Deed Book 1176, Page 294, Fulton County Records; thence in an easterly and southerly direction along the center line of said right of way 552.4 feet to the west side of Allene Avenue; thence south along the west side of Allene Avenue 177.3 feet to the point of beginning; being improved property known as 825 Warner Street, Atlanta, Georgia according to the present system of numbering in the City of Atlanta, Fulton County, Georgia, and being the same property conveyed by Mom's Bakery, Inc., to Chester L. Gray and Neal Gray by warranty deed dated January 1, 1984, and recorded in Deed Book 8536, Page 21, Fulton County, Georgia Records.

SUBJECT TO that certain right of way easement granted by Chester L. Gray and Neal Gray in favor of Southern Bell Telephone and Telegraph Company dated April 1, 1990, and recorded August 31, 990, at Deed Book 13684, Page 244, Pulton County Records.



U-06-22